

FILED  
IN CLERK'S OFFICE  
JUL 31 2 12 19  
U.S. DISTRICT COURT  
WORCESTER DIVISION

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

WORCESTER DIVISION

United States of America

v.

CASE No 4:04-CR-40012-001-FDS

Carlos Cabral

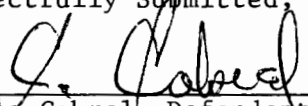
Defendant

SECOND MOTION TO HAVE PERSONAL PROPERTY RETURNED

**NOW COMES**, Carlos Cabral, Defendant PRO SE, in the above captioned matter. and respectfully moves this Honorable Court, requesting the return of **\$2,430.00** U.S. Currency (it was not included in the answer to the First Motion), monies received by the U.S. government on the time of my arrest (copy attached); pursuant to Federal Rule 41 (g).

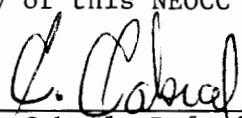
**Therefore**, in light of the foregoing arguments, Carlos Cabral, Defendant PRO SE, prays to this Honorable Court to grant this motion, such relief is appropriate and fair.

Respectfully Submitted,

  
Carlos Cabral, Defendant PRO SE  
NEOCC/ #80428-038  
2240 Hubbard Rd.  
Youngstown, Ohio 44505

CERTIFICATE OF SERVICE

I affirm that the contents of this motion are true and correct, original and copies were mailed to: Clerk of Court, United States District Court; Worcester, MA 01608; Mr. Michael J. Sullivan U.S. Attorney's District Office; Worcester, MA 01608. This mail was sent this 26 day July, 2006 by way of this NEOCC Prison Mail Office.

  
Carlos Cabral, Defendant PRO SE

U.S. Department of Justice  
Drug Enforcement Administration

## REPORT OF INVESTIGATION

Page 1 of 2

1. Program Code [REDACTED]	2. Cross File [ ] [ ] [ ] [ ] [ ]	Related Files	3. File No. [REDACTED]	4. G-DEP Identifier [REDACTED]
5. By: TFA Rodney Budrow At Worcester, MA HIDTA			6. File Title [REDACTED]	
7. <input type="checkbox"/> Closed <input type="checkbox"/> Requested Action Completed <input type="checkbox"/> Action Requested By:			8. Date Prepared 04-19-2004	
9. Other Officers: G/S Bruce Travers, S/A Joseph Barrett, TFA Jamie Vitale, Tpr Jamie Bigelow MSP and Det. Richard Belanger Northbridge MA PD				
10. Report Re: Consent search at 85 Church Ave Northbridge, MA on 04-15-2004. Acquisition of Exhibits N-44, N-45, N-46, N-47 and N-48				

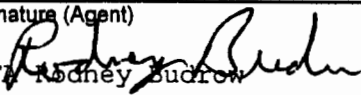

DETAILS

1. Reference is made to DEA-6 written by TFA Rodney Budrow on 04-16-2004, titled arrest of Carlos CABRAL and Elys GARCIA under the above file number and title.

2. On Wednesday April 14, 2004, Task Force Agents from the Worcester Massachusetts HIDTA Office arrested Elys GARCIA. During questioning of GARCIA, she signed a consent to search form (Exhibit N-44) for the apartment located at 85 Church Ave on the 2<sup>nd</sup> floor in Northbridge, MA.

3. On Thursday April 15, 2005, at approximately 1am, agents entered the apartment of 85 Church Ave. The following exhibits were located in the master bedroom.

1. \$2430.00 U.S. Currency under night stand (Budrow) (Exhibit N-45)
2. Title for 89 Olds owned by Katiria NEGRON in draw of dresser (Budrow) (Exhibit N-46)
3. Miscellaneous Papers for GARCIA in draw of dresser (Budrow) (Exhibit N-47)
4. Passport and ID Card for GARCIA in draw of dresser (Budrow) (Exhibit N-48)

11. Distribution: Division [REDACTED]  District  Other [REDACTED]	12. Signature (Agent)  TFA Rodney Budrow	13. Date 4-28-04
	14. Approved (Name and Title) Bruce W. Travers Group Supervisor 	15. Date 4/27/04

DEA Form - 6  
(Jul. 1996)DEA SENSITIVE  
Drug Enforcement Administration

1 - Prosecutor

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Previous edition dated 8/94 may be used.